

11/14/2000 E.F.F. in Case 11

(16)

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JOHN RICHARD JAE,  
Plaintiff,

vs.

WEXFORD HEALTH SERVICES, INC.,  
Defendant.

Civil No. 12000-00  
U.S. District Judge  
Magistrate Judge Smyth

FILED  
HARRISBURG

DEC 14 2000

MOTION FOR ENLARGEMENT OF TIME MARIE D'ANDREA, CLERK  
Per DEPUTY CLERK

comes now, the Plaintiff & Rescans in the above entitled Civil

Action, John Richard Jae, as a Layman Unlettered in the Arts & Sciences  
Laws & Legal Procedures within the United States & now files this Motion  
For Enlargement of Time, Hearing, & who, avers, deposes & states

1. That, he is John Richard Jae, the Plaintiff & Rescans  
herein the above entitled Civil Action & he makes this motion pursuant  
Fed. R. Civ. P. 6(b).

2. On or about August 28, 2000, Plaintiff filed his 42 U.S.C.  
§ 1983 Civil Rights Complaint, herein this case.

3. On September 8, 2000, this Court granted Plaintiff Leave  
to Proceed In Forma Pauperis, herein this case.

4. On November 13, 2000, Defendant, thru counsel filed  
Motion to Dismiss Plaintiff's Complaint and Motion to Revoke  
Plaintiff's In Forma Pauperis status, herein this case  
and Defendant's Brief in support of Motion to Dismiss Plaintiff's  
Complaint and Defendant's Brief in support of Motion to Revoke  
Plaintiff's In Forma Pauperis status, were both filed, herein this  
on or about November 28, 2000.

Plaintiff needed his copies of such above defendant's Brief

5. Due to the facts that this Plaintiff has been busy working on his Brief in Opposition to Corrections Defendants' Supplemental Brief in support of Motion to Revoke Plaintiff's In Forma Pauperis status and to Defend Filing a Responsive Plea to Plaintiff's Amended Complaint and his Brief in Opposition to Defendant Clark's Motion to Dismiss Plaintiff's Complaint, in Jacks v. Clark, et al., Civ. No. 00-00104, and his Petition for Review, in Jacks v. Ham, et al., No. 00-M.D. 2000 (R. Cmwlth. Ct.), and due to the facts that Plaintiff is confined in the SMU at SCI-Greene & the Prison severely limits the number of hours & times that Plaintiff can go to & use the SMU Law Library here (usually only once a month for two hours) and the legal materials there in are also extremely limited, this Plaintiff has been unable to do the necessary legal investigation & research which he needs to do first in order to enable him to prepare, file & serve his Brief in Opposition to Defendant's Motion to Dismiss Plaintiff's Complaint and his Brief in Opposition to Defendant's Motion to Revoke Plaintiff's In Forma Pauperis status, here in this instant case on or before the present due date for both of such, herein, of December 1, 2000, thus he requests an enlargement of time of forty-five (45) days from this date to & including January 25, 2001, in which to file & serve both his Brief in Opposition to Defendant's Motion to Dismiss Plaintiff's Complaint and his Brief in Opposition to Defendant's Motion to Revoke Plaintiff's In Forma Pauperis status, herein this case.

RESPECTFULLY SUBMITTED

Dated: 11th DECEMBER 2000

John Richard Doe  
 MR. JOHN RICHARD DOE  
 Plaintiff

CIVIL No. 1- CV-00-1534

DAE VS. Wexford Health Services, Inc.  
CERTIFICATE OF SERVICE

I, John Richard Dae, hereby certify that I am this 11th day of December, 2000, serving a true & correct <sup>carbon</sup> copy of the Plaintiff's Motion for Enlargement of Time, by 1st class mail, Postage paid & addressed to:

MR. James D. Young, Esquire  
LAVERY, FAHERTY, YOUNG & PATTERSON, P.C.  
Attorneys At Law  
P.O. Box 1245  
Harrisburg, PA 17108/1245

Dated/Executed on:  
11th December 2000:  
At Waynesburg, Pennsylvania:

(S) John Richard Dae  
MR. JOHN RICHARD DAE  
Plaintiff and Petitioner